

Fill in this information to identify the case:

United States Bankruptcy Court for the:

District of New Mexico, Albuquerque Division

Case number (if known): Chapter 11

☐ Check if this is an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

12/15

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name LAS UVAS VALLEY DAIRIES, a New Mexico General Partnership

2. All other names debtor used in the last 8 years Las Uvas Valley Dairy

Include any assumed names, trade names, and *doing business as* names

3. Debtor's federal Employer Identification Number (EIN) 8 5 - 0 4 5 6 9 5 2

4. Debtor's address

Principal place of business

Mailing address, if different from principal place of business

1261 Hilburn Road

Number Street

HCR Box 400

Number Street

Hatch, NM 87937

City State ZIP Code

P.O. Box

Hatch, NM 87937

City State ZIP Code

Dona Ana

County

Location of principal assets, if different from principal place of business

Number Street

City State ZIP Code

5. Debtor's website (URL)

6. Type of debtor ☐ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

☒ Partnership (excluding LLP)

☐ Other. Specify:

7. Describe debtor's business

A. Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Railroad (as defined in 11 U.S.C. § 101(44))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
☒ None of the above

B. Check all that apply:

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.naics.com/search/>.

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- ☐ Chapter 7
☐ Chapter 9
☒ Chapter 11. **Check all that apply:**

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,490,925 (amount subject to adjustment on 4/01/16 and every 3 years after that).
☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
☐ A plan is being filed with this petition.
☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

☒ No

☐ Yes. District _____ When _____ Case number _____
MM / DD / YYYY

If more than 2 cases, attach a separate list.

District _____ When _____ Case number _____
MM / DD / YYYY

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

☒ No

☐ Yes. Debtor _____ Relationship _____
District _____ When _____

List all cases. If more than 1, attach a separate list.

Case number, if known _____
MM / DD / YYYY

11. Why is the case filed in this district?

Check all that apply:

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?☐ No☒ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.**Why does the property need immediate attention? (Check all that apply.)**

- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.
What is the hazard?

- ☐ It needs to be physically secured or protected from the weather.
- ☒ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
- ☐ Other _____

Where is the property? 1261 Hillburn Road

Number Street

Hatch

City

87937

ZIP Code

NM

State

Is the property insured?☐ No

☒ Yes. Insurance agency Great American Insurance Company
Contact name Agsure, Inc
Phone 5052172415

Statistical and administrative information**13. Debtor's estimation of available funds?**

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

14. Estimated number of creditors

- | | | |
|---|--|--|
| <input type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000 | <input type="checkbox"/> 25,001-50,000 |
| <input checked="" type="checkbox"/> 50-99 | <input type="checkbox"/> 5,001-10,000 | <input type="checkbox"/> 50,000-100,000 |
| <input type="checkbox"/> 100-199 | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999 | | |

15. Estimated assets

- | | | |
|--|---|--|
| <input type="checkbox"/> \$0-\$50,000 | <input type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input checked="" type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

16. Estimated liabilities

- | | | |
|--|---|--|
| <input type="checkbox"/> \$0-\$50,000 | <input type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input checked="" type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

- ☐ The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.
- ☐ I have been authorized to file this petition on behalf of the debtor.
- ☐ I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 09/14/2017
MM/ DD/ YYYY

X

/s/ Dean Horton
Signature of authorized representative of debtor

Dean Horton
Printed name

Title General Partner

18. Signature of attorney

X

/s/ George M. Moore
Signature of attorney for debtor

Date 09/14/2017
MM/ DD/ YYYY

Printed name

Askew & Mazel, LLC
Firm name

1122 Central Ave Sw
Number Street

Albuquerque
City

NM
State

87102-2947
ZIP Code

(505) 433-3097
Contact phone

georgemoore@askewmazelfirm.com
Email address

1854
Bar number

NM
State

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO

In re:
LAS UVAS VALLEY DAIRIES,
A New Mexico General Partnership,
Debtor.

Case No.:
Chapter 11

STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

We, Dean L. Horton, Frances H. Horton, Loren Horton and Mitchell Horton, declare under penalty of perjury that:

1. Dean L. Horton is a General Partner of Las Uvas Valley Dairies, a New Mexico General Partnership, and that the following is a true and correct copy of the resolutions adopted by the General Partners of said general partnership at a special meeting duly called and held on the 14th day of September, 2017.
2. The four of us are the only partners of Las Uvas Valley Dairies, and we sign this statement to evidence our unanimous consent to the filing of a voluntary petition by the partnership.

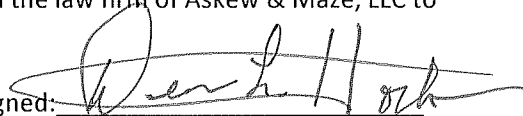
"Whereas, it is in the best interest of this general partnership to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that Dean L. Horton, as a General Partner of this general partnership, is authorized and directed to execute and deliver all document necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the general partnership; and

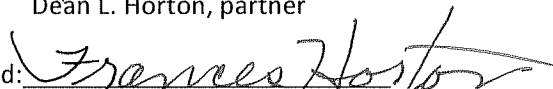
Be It Further Resolved, that Dean L. Horton, as a General Partner of this general partnership, is authorized and directed to appear in all bankruptcy proceedings on behalf of the partnership, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the general partnership in connection with such bankruptcy case, and

Be It Further Resolved, that Dean L. Horton, as a General Partner of this general partnership, is authorized and directed to employ George M. Moore, Attorney and the law firm of Askew & Maze, LLC to represent the partnership in such bankruptcy case."

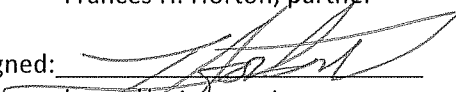
Date: 9-14-2017

Signed: 
Dean L. Horton, partner

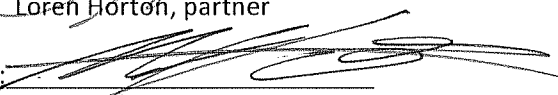
Date: 9-14-2017

Signed: 
Frances H. Horton, partner

Date: 9-14-2017

Signed: 
Loren Horton, partner

Date: 9-14-2017

Signed: 
Mitchell Horton, partner

**United States Bankruptcy Court
District of New Mexico**

In re Las Uvas Valley Dairies, a New Mexico General Partnership
Debtor(s)

Case No. _____
Chapter 11

LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with rule 1007(a)(3) for filing in this Chapter 11 Case

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
Dean Horton HCR Box 400 Hatch, NM 87937		45%	
Frances Horton HCR Box 400 Hatch, NM 87937		45%	
Loren Horton 11110 Dona Ana Rd Las Cruces, NM 88007		5%	
Mitchell Horton 2551 Mesilla Hills Drive Las Cruces, NM 88007		5%	

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, Dean Horton, the General Partner of the partnership named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date September 14, 2017 Signature 

*Penalty for making a false statement of concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both.
18 U.S.C. §§ 152 and 3571.*

Fill in this information to identify the case:

Debtor name LAS UVAS VALLEY DAIRIES, a New Mexico General Partnership

United States Bankruptcy Court for the:

District of New Mexico, Albuquerque Division

Case number (if known): _____

☐ Check if this is an amended filing

Official Form 204

Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an *insider*, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
1	Ag Sure 5501 Eagle Rock Ave NE Ste A1 Albuquerque, NM 87113-2543	Ag Sure	Insurance				\$138,500.45
2	Alta Genetics USA Inc. N8350 High Road Po Box 437 Watertown, WI 53094-0437	Alta Genetics USA Inc.	Breeding				\$305,514.80
3	Animal Health International Department #1305 Denver, CO 80256-0001	Animal Health International	Dairy Medicine & Supplies				\$284,434.98
4	Cattle Feeds Po Box 8178 Roswell, NM 88202-8178	Cattle Feeds	Alfalfa and Grass Hay				\$368,562.80
5	Cereal Byproducts Po Box 6700 Carol Stream, IL 60197-6700	Cereal Byproducts	Feed				\$201,780.37
6	CJ & Son's Transport 305 Monte Vista Rd SW Deming, NM 88030-7912	CJ & Son's Transport	Feed Hauling				\$221,125.20
7	DBS Commodities 184 E Darby Rd Dexter, NM 88230-9722	DBS Commodities	Feed				\$857,920.00
8	Dona Ana County Treasurer Po Box 1179 Las Cruces, NM 88004-1179	Dona Ana County Treasurer	Tax Lien on all property in Dona Ana				\$216,975.10

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
9	Eagle Supply Commodities Po Box 2563 Buffalo, NY 14240-2563	Eagle Supply Commodities	Feed				\$297,833.64
10	Estelle Farms 8789 N Coffman Rd Mc Neal, AZ 85617-9539	Estelle Farms	Oat/Hay				\$122,584.41
11	Hansen Mueller 12231 Emmet St Ste 1 Omaha, NE 68164-4189	Hansen Mueller	Feed				\$110,519.39
12	Hi Pro Feeds Po Box 675032 Dallas, TX 75267-5032	Hi Pro Feeds	Feed				\$175,217.09
13	Imperial Western Products, Inc. Po Box 1110 Coachella, CA 92236-1110	Imperial Western Products, Inc.	Feed				\$98,723.34
14	Ludwig Farms 699 W. Conway Ave Las Cruces, NM 88005-7715	Ludwig Farms	Custom Harvesting				\$174,622.76
15	Madero Dairy Systems, Inc. 12236 Cutten Rd Houston, TX 77066-1810	Madero Dairy Systems, Inc.	Parts and repairs				\$146,563.43
16	Pinnacle Agriculture PO Box 2659 Anthony, NM 88021-2659	Pinnacle Agriculture	Fertilizer and Supplies				\$764,394.74
17	Ramos Farms PO Box 612 Lordsburg, NM 88045	Ramos Farms	Alfalfa Hay				\$178,709.48
18	Raul Zamora PO Box 146 Elfrida, AZ 85610	Raul Zamora	Alfalfa Hay				\$110,954.01
19	Southern Dairy Supply Co. 4661 Montana Ave El Paso, TX 79903-4707	Southern Dairy Supply Co.	Supplies				\$79,040.61
20	Tallgrass Commodities PO Box 110 Wamego, KS 66547-0110	Tallgrass Commodities	Feed				\$117,262.93